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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION  
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12 IN RE: APPLICATION FOR JUDICIAL  
13 ASSISTANCE FOR THE ISSUANCE OF  
14 SUBPOENAS PURSUANT TO 28 U.S.C. § 1782  
TO OBTAIN DISCOVERY FOR USE IN A  
FOREIGN PROCEEDING

15 \_\_\_\_\_  
16 Sharp Corporation, Petitioner  
17 \_\_\_\_\_  
18  
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No. 07-5944 SC  
MDL No. 1917  
JAMS Reference No. 1100054618

~~PROPOSED~~ ORDER GRANTING  
EX PARTE APPLICATION OF  
SHARP CORPORATION FOR  
ORDER PURSUANT TO 28 U.S.C.  
§ 1782 TO OBTAIN DISCOVERY  
FOR USE IN A FOREIGN  
PROCEEDING

20 This matter comes before the Court in the Ex Parte Application of Sharp Corporation  
21 ("Sharp") for Order Pursuant to 28 U.S.C. § 1782(a) to Obtain Discovery for Use in a Foreign  
22 Proceeding (the "Application"), by which Sharp seeks documents from custodians in connection  
23 with an ongoing civil action filed in Korea.

24 The Court, having fully considered the papers on file and submitted herewith, and good  
25 cause appearing,

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1 Hereby **GRANTS** Sharp's Application and **ORDERS** as follows:

2 Petitioner Sharp has met the necessary criteria for the appointment of a Commissioner  
3 and the granting of its Application for discovery under 28 U.S.C. § 1782(a).

4 This court grants leave for the issuance of subpoenas to R. Alexander Saveri, Esq. and/or  
5 Guido Saveri, Esq. and/or any and all persons responsible in whole or in part for the maintenance  
6 and safekeeping of electronic discovery on behalf of the Direct Purchaser Plaintiffs' class in *In*  
7 *re: Cathode Ray Tube (CRT) Antitrust Litigation*, Case No. 3:07-5944-SC at the law firm of  
8 Saveri and Saveri, Inc. (together, the "Custodians") in the form attached to the Application.

9 Colin West of the law firm of Bingham McCutchen LLP, is hereby appointed as  
10 Commissioner to issue and cause to be served the proposed subpoenas upon the custodians of  
11 records, to receive the requested documents, and to take any testimony that Sharp may find  
12 necessary in connection with the production of the documents, in accordance with the Federal  
13 Rules of Civil Procedure and in accordance with the right of the custodians and the parties under  
14 FRCP Section 45.


15 It is further ORDERED that any use by Sharp and other parties in the Korean litigation in  
16 Suwon District Court, 2010gahap21125 Claim for Damages (gi) of the documents obtained  
17 pursuant to the Application shall be conditioned upon acceptance of the terms of the Stipulated  
18 Protective Order in effect in Case 3:07-cv-05944-SC or, in the alternative, shall comply with the  
19 terms of an order to be entered in the Korean litigation that is consistent with the goal of  
20 protecting the confidentiality interests of the affected parties.

21 **IT IS SO ORDERED.**

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23 Dated: Aug. 7, 2012

  
24 Hon. Samuel Conti, United States District Judge

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26 Dated: Aug. 23, 2012

  
27 Hon. Charles Legge (Ret.), Special Master